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An Act to amend [illegible]

1st Be it enacted by the General Assembly of the State of Rhode Island and Providence Plantations as follows

2d That each Sheriff in this State shall be entitled to receive and collect from each Hawker Merchant or Pedler fifteen dollars for his license for six months

3d Sheriffs Deputies and Jailers

4th That the necessity of having more than one Jail in each County connected with the dwelling of the Keeper, who shall be the Sheriff or his Deputy and the Sheriff to be answerable for all negligence

5th That the common provisions of the Jail laws the Sheriff are as the Laws now stand in full force and effect in all the Counties, with power to issue and collect from each Hawker Merchant or pedler fifteen dollars for his license for six months.

And be it further enacted that the Sheriff in each County shall pay the balance of fees due from each Town treasurer to the Treasurer of the State and to be paid to the Sheriff in the county of the same

An act establishing, and regulating Circuit Courts in the Territory of Arkansas. And for other purposes.

§ 1st Be it enacted by the Governor and Judges of the Territory of Arkansas. That the said Territory shall be divided into two Judicial circuits for each of which there shall be appointed and commissioned one person learned in the Law as circuit Judge whose duty it shall be to reside within the circuit for which they shall be appointed, who shall receive a Sallary annually of twelve hundred Dollars to be paid quarterly out of the Territorial Treasury. and who shall take an oath to support the Constitution of the United States and to discharge with fidelity the duties of their office according to Law —

§ 2nd And be it further enacted. That Circuit Courts shall be and they are hereby established in the said Territory of Arkansas and shall be holden within the circuits hereinafter mentioned (to wit) the Counties of Arkansas and Lawrence to compose one circuit to be called the first Judicial Circuit The counties of Pulaski Clark and Hempstead to form another circuit to be called the second Judicial circuit.

§ 3rd And be it further enacted That each circuit Judge so appointed and commissioned shall hold three terms in every year in each and every county in his circuit and shall sit six Judicial days at each Term if necessary in the manner following (Viz) in the first Judicial circuit in the county of Arkansas on the first Mondays of November March and July in the county of Lawrence on the fourth Mondays in November March and July in the second Judicial circuit in the county of Pulaski on the second mondays in December april and august in the county of Clark on the third mondays in December april and august & in the county of Hempstead on the fourth Mondays in December april and augst

§ 4th And be it further Enacted. That the Governor for the Territory aforesaid shall appoint and commission the Judges for the aforesaid Judicial districts who shall hold their offices for the term of three years unless sooner removed by the Governor —

§5th And be it further enacted. That the circuit Judges appointed and commissioned by virtue of this act. Shall have the same powers exercise the same Jurisdiction within. Civil Criminal and Appelate which is exercised by the Judges of the circuit courts of the Territory of Missouri in all and every case not otherwise provided for by this act.

§6th And be it further enacted. That where any Judge of either of the circuit courts shall have been concerned as counsel or shall be related to either of the parties litigant or shall be in any manner interested in any cause pending before him, it shall be lawful for either party to remove the same to the Superior court, by filing with the Clerk of such circuit Court an order in writing to that effect Signed by such Judge. and thereupon such clerk shall certify and send a transcript of all the Records and proceedings in such suit and all the depositions and papers on file in his office relating to the trial of such cause and the said suit shall be tried in the said Superior court as other causes.

§7th And be it further enacted That the said circuit Judges shall as soon as may be after their appointment, appoint in each county in their circuit respectively, a competent person as clerk of the Circuit Court of such county, who shall be commissioned by the Governor, and give the like bonds, take the same oaths, perform the like duties, be entitled to the same fees, possess the same powers, and be subject to the same penalties as the clerks of the circuit courts are in the Territory of Missouri. And it shall be the duty of every such Clerk appointed as aforesaid to procure a seal for his office to be a seal of the circuit Court of the County in which he is clerk on or before the ___ day of ___ next and if he neglect for or refuse so to do, he shall be fined in a sum not exceeding fifty Dollars

S7th at the discretion of the Court of which he is Clerk for the use of the County. Provided that until such Seal shall be procured the private Seal of the Clerk in each County shall be taken and considered the Seal of the said Court for such County and the expenses of Such Seal with a Screw thereto shall be paid out of the County Treasury—

S8th And be it further enacted That each Circuit Court shall have the same power authority and Jurisdiction over all Suits matters and things which may be depending and undetermined in any of the Courts of Common Pleas at the time that this act takes effect the papers and records of which Courts of Common Pleas shall be delivered to the Clerks of the Circuit Courts in the respective Counties by the Clerks of the Courts of Common Pleas which safe and undefaced to the Clerks of the Circuit Courts and any Clerk neglecting or refusing so to do shall be fined at the discretion of any Court having competent Jurisdiction in any Sum not exceeding one thousand dollars, which fine so imposed when collected shall be paid into the Territorial Treasury for Territorial purposes. And all Suits heretofore commenced in the Courts of Common Pleas still pending and undetermined shall be docketed by the Clerks of the Circuit Courts of their respective Counties and set for trial at the first term of such Court. And such circuit Courts shall have the same power authority and Jurisdiction to hear try and determine and to award executions and other legal process on all decrees Suits and Judgements of such Courts of Common Pleas as such Courts could or would have had in case this act had never been passed

S9th And be it further enacted. That there shall be appointed and commissioned by the Governor a Suitable person learned in the Law as circuit attorney for each of the circuits established by this act in the said Territory of Arkansas who shall severally take the oaths of office perform the like duties have the same powers and be entitled to the same fees as are now prescribed by the laws of Missouri Territory—

S10th And be it further enacted That whenever occasion may require it shall be lawful for the Judges aforesaid to exchange a Term or Terms in the whole or any part of their several circuits and each Judge shall be authorized to preside in the Circuits of the other as long as they deem it necessary

11th And be it further enacted That the Superior Court of the Arkansas Territory shall hereafter hold two terms annually which Terms shall be held at the Seat of Government for Arkansas Territory on the third Mondays of June and October provided however the first Term of the said Court shall be held on the second Mondays in January next

12th And be it further enacted That the Judges of the Superior Court or a majority of them shall appoint as soon as may be after the taking effect of this act a suitable Person as Clerk to the Superior Court who shall be commissioned by the Governor, and give the like bond take the same Oath perform the like duties be entitled to the same fees possess the same powers and be subject to the like penalties as the Clerks of the Superior Courts are in the Territory of Illinois and it shall be the duty of the Clerk appointed as aforesaid to procure a seal purporting to be the Seal of the Superior Court for the Territory of Arkansas on or before the day of next, and if he fail neglect or refuse so to do he shall be fined in a sum not exceeding fifty Dollars at the discretion of the court. Provided That until such seal shall be procured the private seal of the Clerk shall be taken and considered as the seal of the Superior Court, and the expenses of such seal and a screw thereto shall be paid out of the Territorial Treasury

13 And be it further enacted That the Clerk of the late Superior court for the county of Arkansas shall on demand or within ten days thereafter deliver to the clerk of the Superior Court aforesaid, all the records and papers belonging to his office and if he fail or refuse to deliver the same he shall forfeit and pay the sum of one thousand dollars to be recovered by action of debt in any court of competent Jurisdiction which sum so recovered shall be paid into the Territorial Treasury.

§14th And be it further enacted. That the Superior Court aforesaid shall have full and complete power and authority to hear and determine all matters Suits and controversies to carry into effect all orders and decrees which the late Superior Court could or might have had during its existence. Provided however that each circuit court established by virtue of this act shall have power authority and jurisdiction to hear try and determine any Suit or matter of controversy which was instituted or originated in the aforesaid late Superior Court of Arkansas provided the parties litigant live in the same county to which they desire to remove their Suit or Suits, and shall file a joint petition verified by affidavit such as then could which petition and affidavit shall be filed away by the Clerk of the Superior Court aforesaid for safe keeping which being done the Clerk of the Superior Court aforesaid shall deliver or cause to be delivered duly to the Clerk of the circuit court of the county to which such Suit or Suits may be removed a complete Transcript of the record of such Suit or Suits within fifty days after the application which transcript of the record shall be proceeded on in the same manner as if the original papers had been sent and shall have the same force and effect as if the Same had originated in the said Circuit court. Provided also this section shall not be so construed as to deprive either party of the right of appeal

§15 And be it further enacted. That all acts and parts of acts heretofore passed and now in force in the Territory of Arkansas in respect to Superior and circuit courts, their Judges, Clerks and other officers and not repugnant to, or inconsistent with, the provisions of this act shall be in force as to the courts thereby established, their Judges, clerks, and other officers and their respective powers, duties and rules of proceeding, shall be the same and all acts and parts of acts coming within the purview of this act shall be and the same are hereby re-pealed

This Act shall take effect and be in force from and after the passage thereof—

In Testimony whereof we Robert Crittenden Secretary of the Territory of Arkansas and exercising the Government thereof and Charles Fenett Robert C Letcher Andrew Scott Judges of the Superior Court in and over the said Territory, have hereunto Set our hands at the Post of Arkansas on the third day of August in the year of our Lord one thousand eight hundred and nineteen and of the Independence of the United States the forty fourth—

Robt. Crittenden

C. Jones Jr

Robert P. Letcher

Andrew Scott

An Act respecting certain Prisoners

Whereas it is represented to the Governor and Judges of the Territory of Arkansas That John Bourie David Earheart and William G Childers stand charged with the murder of Preston Campbell and that they are delivered to Hews Scull Sheriff of the County of Arkansas, and that the Jail of the said county is unsafe and unfit for the confinement of the said prisoners.

Be it therefore enacted. By the Governor and Judges of the Territory of Arkansas that the Sheriff of the county of Arkansas either by himself or Deputy shall summons a sufficient Guard for that purpose and forthwith convey the Prisoners aforesaid to the Jailor of the County of Lawrence to be there safely kept to be dealt with according to Law. This act shall take effect and be in force from and after the passage thereof.

In Testimony whereof we Robert Crittenden Secretary of the Territory of Arkansas and exercising the Government thereof and Charles Sevier, Robert P Letcher and Andrew Scott Judges of the Superior Court in and over the said Territory have hereunto set our hands at the Post of Arkansas on the third day of August in the year of our Lord one thousand eight hundred and nineteen and of the Independence of the United States the forty fourth.

Robt. Crittenden

C. Sevier

Robert P. Letcher

Andrew Scott

An Act Establishing the offices of Territorial Auditor and Territorial Treasurer and for other purposes

§1st Be it enacted by the Governor and Judges of the Territory of Arkansas. That the Governor of this Territory shall appoint and commission some fit and competent person as auditor of public accounts who shall before he enters on the discharge of his duties take an oath of office according to Law and give bond to the Governor of the Territory and his successors in office with good and sufficient security to be approved of by the Governor in the sum of three thousand dollars, conditioned for the faithful discharge of the duties of his office

§2nd Be it further enacted That the said Auditor shall receive in full for his services a Salary of three hundred Dollars annually to be paid out of the Territorial Treasury and shall be bound well and truly to execute and faithfully to discharge all and singular the duties appertaining to his office. And the said auditor when so appointed shall possess the same powers perform the same duties keep his accounts in a similar manner settle with all Publick debtors and collectors in the same manner as the Territorial Auditor is required to do by the laws of the Territory of Missouri

§3rd But further enacted That the Governor of this Territory shall also appoint and commission a fit and competent person as Territorial Treasurer who shall before he enters on the discharge of his duties take an oath of office and give bond to the Governor of the Territory and his successors in office with sufficient security to be approved of by the Governor in the sum of fifteen thousand Dollars, conditioned for the true and faithful discharge of the duties of his office

§4th Be it further enacted That the Territorial Treasurer shall receive in full for his services a Salary of three hundred Dollars annually to be paid out of the Territorial Treasury. And it shall be the duty of the said Treasurer to execute and discharge all and singular the duties now required of and possess the same powers now prescribed to the Territorial Treasurer by the laws of Missouri Territory

5th Be it further enacted That it shall be Lawful for any one of the Judges of the Supreme Court of this Territory, when it shall be more convenient thereto for either of the Judges of the Circuit Courts as provided for by Law to approve of the bond of any Sheriff appointed in this Territory

This act shall take effect and be in force from and after the passage thereof

In Testimony whereof Jno Robert Crittenden Secretary of the Territory of Arkansas and exercising the Government thereof and Charles Louis Robert P Letchen and Andrew Scott Judges of the Superior Court in and over the said Territory have hereunto set our hands at the Post of Arkansas on the third day of August in the year of our Lord one thousand Eight hundred and nineteen and of the Independence of the United States the forty fourth

Robt Crittenden.

C. Louis D.

Robert P Letchen

Andrew Scott

Recd

(An Act declaring what Laws shall be in force in the Territory of Arkansas—

Sec. Be it enacted by the Governor and Judges of the Territory of Arkansas: That all the Laws and parts of Laws now in existence in the Territory of Missouri which are of a public and general and not of a local nature and which are not repugnant to the provisions of the original law of this Territory, or do not come within the purview of any law passed at the present Session of the Legislature of the Territory of Arkansas shall be and continue in force as fully, and to the same extent so far as they are applicable and the same proceedings shall be had under the same in the Territory of Arkansas that are now had in the Territory of Missouri. And all officers both civil and military, shall be appointed in the same manner, and when so appointed, shall be bound to obey said Laws in like manner that the officers appointed under the same, are bound to do in the Territory of Missouri—

This act shall take effect and be in force from and after the passage thereof

In Testimony whereof we Robert Crittenden Secretary of the Territory of Arkansas and exercising the Government thereof. And Charles Sowle Robert P Ketchum and Andrew Scott Judges of the Superior Court in and over the said Territory have hereunto set our hands at the Post of Arkansas on the third day of August in the year of our Lord one thousand eight hundred and nineteen and of the Independence of the United States the forty fourth

Robt Crittenden

C. Sowle

Robert P Ketchum

Andrew Scott

An Act respecting certain Prisoners

Whereas it is represented to the Governor and Judges of the Arkansaw Territory that John Downey and David Earheart and William S. Chidley, stand charged with the murder of Johnston Campbell and that they are detained to Hear Dale Sheriff of the County of Arkansaw, and that the Jail of said County is unsafe and unfit for the confinement of said Prisoners. Be it therefore enacted by the Judges & Governor of the Territory aforesaid that the Sheriff of the County of Arkansaw shall by himself or deputy shall summon a sufficient guard for that purpose and forthwith convey the Prisoners aforesaid to the Jailor of the County of Lawrence, to be there safely kept, and to be dealt with according to law. This Act shall take effect and be in force from and after the Passage thereof.

In Testimony whereof we Robert Crittenden Secretary and acting Governor of the Territory of Arkansaw. Charles Jouett, Robert Crittenden & Robert P. Letchers and Andrew Scott Judges of the Supreme Court in and over the said Territory have hereunto set our hands at the Post of Arkansaw on the third day of August 1819. and of the Independence the Forty Fourth.

Robert Crittenden
Charles Jouett
Robert P. Letchers
Andrew Scott

An act for the relief of Samuel Lemons

Whereas it is represented That Samuel Lemmons has upon his own individual responsibility kept and guarded three prisoners from the Fourth of July last up to the Second of August inst. two of whom (Lovett) Nova Earheart and Millard J. Childers charged with the murder and the other Lewis Bowing a witness who is unable to give security for his appearance upon the Trial of the said Nova Earheart and Millard J. Childers, and whereas it is just and right that the said Samuel Lemons should be paid for his great trouble and expence in securing and guarding the prisoners aforesaid—

Be it therefore enacted by the Governor and Judges for the Territory of Arkansas. That the said Samuel Lemons is hereby permitted and authorized to draw from the Territorial Treasury upon the warrant of the Territorial Auditor the sum of one hundred and thirty two Dollars for which sum the Territorial Auditor is hereby authorized to draw. This act shall take effect and be in force from and after the passage thereof

In Testimony whereof we Robert Crittenden Secretary of the Territory of Arkansas and exercising the Government thereof And Charles Fenwick Robert P Letcher and Andrew Scott Judges of the Superior Court in and over the said Territory have hereunto set our hands at Little Rock Post of Arkansas, the third day of August in the year of our Lord one thousand eight hundred and nineteen and of the Independence of the United States the forty fourth

Robt Crittenden Sec

C. Fenwick

Robt P. Letcher

Andrew Scott

B 1
4

An act making appropriations for a part of the year eighteen hundred and nineteen and for the year eighteen hundred and twenty —

S 1st Be it enacted by the Governor and Judges of the Territory of Arkansas. That the following appropriations are hereby made, and shall be paid out of the Territorial Treasury upon the warrant of the Territorial Auditor of public accounts to discharge the debts and demands due from, and the expenditures of the said Territory, for a part of the year eighteen hundred and nineteen commencing with the fourth day of July and the year eighteen hundred and twenty (viz) To the clerk of the Legislature for the present session the sum of fifty six dollars; To Johnson & Armstrong for stationary furnished the Legislature at the present session the sum of ten dollars eighty seven and a half cents —

S 2nd Be it further enacted. That a sum not exceeding the sum of one thousand dollars is hereby appropriated for the payment of the annual Salaries of the Territorial Treasurer and Territorial Auditor for a part of the year eighteen hundred and nineteen and for the year eighteen hundred and twenty

S 3rd Be it further enacted. That a sum not exceeding three thousand six hundred dollars is hereby appropriated for the payment of the annual Salaries of the Judges of the circuit courts for a part of the year eighteen hundred and nineteen and for the year eighteen hundred and twenty

S 4th Be it further enacted. That a sum not exceeding one hundred and fifty dollars is hereby appropriated for defraying the expence of distributing the laws passed at the present session of the Legislature. And it is hereby made the duty of the Governor of this Territory to cause six copies of the acts passed at the present session of the Legislature to be made out in writing, one of which he shall cause to be forwarded as soon as may be to each of the clerks of the circuit courts, and one to the clerk of the Superior Court of this Territory for the use of the Public, and the governor is hereby authorized to draw his orders in favor of such person

or persons as may be employed by him for the purpose of copying and distributing the same, and the Territorial Auditor, upon the receipt of such orders, shall draw his warrant on the Territorial Treasury for the amount of such sum or sums as are specified in the Governors orders, and the Territorial Auditor is hereby authorized to draw his warrants on the Territorial Treasury for the amount of all monies for which appropriations have been made by this act — This act shall take effect and be in force from and after the passage thereof

In Testimony whereof, we Robert Crittenden Secretary of the Territory of Arkansas and exercising the Government thereof, and Charles Fourrett, Robert P Letchen and Andrew Scott Judges of the Superior Court in and over the said Territory, have hereunto set our hands at the Post of Arkansas, on the third day of August in the year of our Lord one thousand eight hundred and nineteen and of the Independence of the United States the Forty Fourth

Robt Crittenden

C. Jour Ft

Robt P Letchen

Andrew Scott

An Act making appropriations for a part of the year Eighteen hundred and Nineteen and Eighteen hundred and Twenty

§1st Be it enacted by the Governor and Judges of the Territory of Arkansaw, that the following appropriations, (as hereby made and) shall be paid out of the Territorial Treasury upon the warrant of the Territorial Auditor of public Accounts, to discharge the debts and demands due from, and the expenditures of the said Territory, for a part of the year Eighteen hundred and Nineteen, Commencing with the 4th day of July, and the year Eighteen hundred and twenty - (Viz:) To the Clerk of the Legislature for the present Session the sum of Fifty six Dollars. To Solomon & Armstrong for Stationary furnished the Legislature, at the present Session, the sum of Ten Dollars Eighty seven & ½ Cents.

§2nd Be it further enacted, that a sum not exceeding the sum of One thousand Dollars is hereby appropriated for the Payment of the Annual Salaries of the Territorial Treasurer and Territorial Auditor, for a part of the year Eighteen hundred and Nineteen, & Eighteen hundred and twenty.

§3rd Be it further enacted that a sum not exceeding One hundred and fifty Dollars is hereby appropriated for defraying the expences for distributing the laws passed at the present Session of the Legislature. And it is hereby made the duty of the Governor of the Territory to cause [illegible] copies of the Acts passed

§ 3d at the present Session of the Legislature, to be made out in writing, One of which he shall cause to be forwarded as soon as may be, to each of the Clerks of the Circuit Courts and one to the Clerk of the Supreme Court, of this Territory, for the use of the Public. And the Governor is hereby authorized, to draw his order in favor of such person or persons as may be employed by him for the purpose of Copying and distributing the same, on the Territorial Auditor, who on the receipt of such order, shall draw his warrant on the Territorial Treasurer, for the amount of such sum or sums as are specified in the Governors Order, and the Territorial Auditor is hereby Authorized to Draw his Warrant on the Territorial Treasury, ~~for the amount of said Moneys~~ for the Amount of all Monies, for which appropriations have been made by this Act.

§ 4th Be it further enacted, That a sum not exceeding three Thousand Six ~~Thousand~~ Hundred Dollars is hereby appropriated for the payment of the Annual Salaries of Judges of the Circuit Courts for a part of the Year Eighteen hundred and Nineteen and Eighteen hundred & twenty. This Act shall take effect and be in force from and after the Passage thereof.

In Testimony whereof we Robert Crittenden, Secretary of the Territory of Arkansas and exercising the Government thereof, and Charles Fenton Mercer, Robert P. Letcher, and Andrew Scott, Judges of the Superior Court in and over the said Territory, have hereunto set Our

54th our hands, at the Port of Arkansas, on the third day of August in the year of
our Lord One thousand eight hundred and nineteen, and of the Independence of
the United States the Forty Fourth

(Signed) Robt Crittenden
C. Jouett
Robert P. Letcher
Winfield Scott

Aug 3.

An Act for the relief of Samuel Lemmons

Pre. Whereas it is represented that Samuel Lemmons, upon his own individual responsibility kept and guarded three prisoners from the fourth day of July last up to the second day of August ensuing, two of whom, (viz) David Earheart and William G Childers charged with murder, and the other John Bounyan a witness who is unable to give security for his appearance upon the trial of said David Earheart and William G Childers, and whereas it is just and right that the said Samuel Lemmons should be paid for his great trouble and expence in keeping and guarding the prisoners aforesaid.

Sec. 1. Be it therefore enacted by the Governor and Judges for the Territory of Arkansas That the said Samuel Lemmons is hereby authorized and permitted to draw from the Territorial Treasury upon the Warrant of the Territorial Auditor the sum of One hundred and thirty two dollars, for which sum the Territorial Auditor is hereby authorized to draw. This Act shall take effect and be in force from and after the passage thereof.

In Testimony whereof we Robert Crittenden, Secretary of the

Territory of Arkansas, Chas Jouett,
Robert P. Letcher and Andrew Scott Judges of
the Superior Court in and over the said Terri-
tory, have hereunto set our hands at the Post of
Arkansas on the third day of August 1819.
and of the Independence of the U.S. the 44th

Robert Crittenden
Chas Jouett
Robt P. Letcher
Andrew Scott

An Act declaring what Laws shall be in force in the Territory of Arkansaw

81 Be it enacted by the Governor & Judges of the Territory of Arkansaw, that all Laws and parts of Laws, now in existence in the Territory of Missouri, which are of a Publick and General and not of a local Nature, and which are not repugnant to the provisions of the original Law of this Territory, or do not come within the purview of any Law, passed at the present session of the Legislature of the Territory of Arkansaw shall be, and continue in force, as fully to the same extent and to all intents & purposes as they are applicable and the same proceedings shall be had under the same, in the Territory of Arkansaw that are now had in the Territory of Missouri. And all Officers both civil and Military shall be appointed in the same manner, and when so appointed, shall be bound to obey said Laws in like manner, that the officers appointed under the same, are bound to do in the Territory. This act shall take effect and be in force from and after the passage thereof.

In Testimony whereof we Robert Cuttendew, Secretary of the Territory of Arkansaw, and exercising the Governments thereof, and Charles Jouett, Robert P. Letcher and Andrew Scott Judges of the Superior Court in and over the said Territory have hereunto set our hands at the Post of Arkansaw on the third day of August in the year of our Lord one thousand, eight hundred and Nineteen and of the Independence the Forty Fourth.

Signed

Robert Cuttendew
Chas Jouett
Rob. P. Letcher
Andrew Scott